

REQUEST FOR INTERPRETATION BY THE NYS BOARD OF ELECTIONS

<p>Requestor(s)</p>	<p>Sequoia Voting Systems</p>
<p>Request Date</p>	<p>June 13, 2008</p>
<p>Requestor Contact Information <i>(Name, telephone, fax, mailing address, & email address)</i></p>	<p>Ed Smith P: 720-468-1958 F: 303-446-3047 Sequoia Voting Systems 717 17th St, Suite 310 Denver, CO 80202 esmith@sequoiavote.com</p>
<p>NYS Election Law, Guideline, or Other Issue to be Clarified <i>(cite specific reference)</i></p>	<p>§ 7-202. Voting machine or system; requirements of.</p> <p>1. A voting machine or system to be approved by the state board of elections shall:</p> <p style="padding-left: 40px;">t. not include any device or functionality potentially capable of externally transmitting or receiving data via the internet or via radio waves or via other wireless means.</p>
<p>Statement of Ambiguity</p>	<p>Sequoia's Election Management System (EMS) can be configured in two ways:</p> <ol style="list-style-type: none"> 1. As a single "standalone" unit (i.e. the server and workstation is a single computer). 2. As a standard client/server based system with multiple workstations and/or servers. In this configuration,

	<p>the closed (local area) network would be physically isolated and not connected to the Internet in any way.</p>

<p>Facts Supporting Ambiguity</p>	<p>The EMS system can be configured as either a standalone unit or as a client/server system.</p> <p>The standalone system does not rely on external means for communication. However, since it uses COTS hardware that is configured with standard Ethernet ports, extra costs will be incurred and quoted if the system is required to have these ports physically removed/rendered inactive.</p> <p>Additionally, when configured as a standalone system, only one person at a time can access the system, meaning that thousands of memory cards and security keys will have to be handled one at a time during creation or tally, which has significant time ramifications.</p> <p>The client/server configuration does not have the time issues as tasks can be done in parallel. However, in order for this configuration to work, a closed network (that can be physically controlled by the counties as to not allow for communication to the internet) needs to be present to communicate between COTS computers.</p> <p>County system administrators can provide more information to the State Board as to implementation concerns.</p>
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Proposed Interpretation	Can the counties use the EMS system as a client/server based system (multiple workstations and/or servers), or must the EMS system be configured as a standalone unit?
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Please submit "Request for Interpretation" to:

NYS BOARD OF ELECTIONS
ELECTION OPERATIONS UNIT
ATTN: P. JORCZAK
40 STEUBEN ST
ALBANY, NY 12207

OR:

election_ops@elections.state.ny.us

NOTE: Interpretations by SBOE will be provided in a separate, attached, document.